

PRELIMINARY AGENDA FOR TUESDAY, OCTOBER 5, 2004 BOARD OF SUPERVISORS REGULAR MEETING

CALL TO ORDER - 10:00 A.M. - BOARD OF SUPERVISORS' MEETING ROOM

INVOCATION – Rev. Sanford L. Martin, Retired Pastor of New Salem Baptist Church, and Chaplin for Culpeper Town Police

PLEDGE OF ALLEGIANCE TO THE FLAG

RE: APPROVAL OF AGENDA - ADDITIONS AND/OR DELETIONS

***1) RE: MINUTES**

The minutes of September 7, 2004 regular meetings will be presented to the Board for approval.

2) CONSENT AGENDA: All item(s) listed below are considered to be routine by the Board and will be enacted by one motion. If a discussion is desired that item will be removed from the Consent Agenda and considered separately.

- * a. The Board will consider approving a Resolution in Memory of Steven Michael Rosenfeld;
- * b. The Board will consider approving a budget transfer for the required local 25% match of the operating cost of the VRTA bus in the amount of \$20,800.00;
- * c. The Board will consider approving a budget amendment for the Department of Human Services for additional funds in the areas of Headstart received from the University of Virginia in the amount of \$2,600.00 for classroom supplies;
- * d. The Board will consider approving acceptance and appropriation for funding received from grants for the Department of Emergency Services from the Office of Domestic Preparedness State Homeland Security Grant Program in the amount of \$162,503.00 to be used toward the purchase of the new 800 MHz radio system. No local funds required;
- * e. The Board will consider approving a budget transfer for the Department of Emergency Services, to be shared with the Sheriff's Office, Culpeper Fire & Rescue Association, and the Town Police Department, in the amount of \$41,988.00 received through the 1999 Department of Justice grant funds to purchase equipment to improve response to weapons of mass destruction. The State Department of Emergency Management approved these funds to be used toward the purchase of the new 800 MHz radio system. No local funds required;
- * f. The Board will consider approving acceptance and appropriation of a grant for the Sheriff's Office from the Division of Motor Vehicles in the amount of \$15,000 to be used for overtime for deputies and an in-car video camera. Local match of \$3,750.00 required, which can be met by use of a deputy's vehicle;
- * g. The Board will consider acceptance and application of a grant for the Sheriff's Office from the Department of Criminal Justice Services for a TRIAD Grant in the amount

of \$2,513.00 to be used to purchase equipment for senior citizens. A local match of \$837.00 is required and will come from the Sheriff's Operating Budget;

- *h. The Board will consider a motion to ratify for the County Department of Emergency Services and the Fire and Rescue Association to apply for a grant from the Commonwealth of Virginia, Office of Emergency Medical Services in the amount of \$25,918.25 to be used to the purchase of software to automatically calculate first due areas. The grant amount does not cover the maintenance cost of \$5,622.75. It is an 80/20 state grant and the local match could range from \$10,806.40 to \$18,581.88;
- *i. The Board will consider approving a Resolution Regarding the Comprehensive Community Criminal Justice Board;
- *j. The Board will consider awarding an electrical easement to Rappahannock Electric Coop for the Community Complex.

*3) **SPECIAL PRESENTATION**

The Board will present a Resolution in Memory of Steven Michael Rosenfeld to his family.

GENERAL COUNTY BUSINESS

*4) **INTRODUCTION OF NEW EMPLOYEES**

Ms. Dianna Catron, Director of Information Technology Department, will introduce Anthony Soucek, Senior Computer Technician, to the Board.

Mr. John Barrett, Director, Parks & Recreation Department, will introduce Tabitha Riley, Program Facilities Supervisor, to the Board.

Mr. Bill Myers, Building Official, will introduce Danny N. Bartges, Building Inspections Technician, to the Board.

*5) **RE: RECOMMENDED DEBT POLICY CHANGES**

Mr. David Rose of Davenport and Company will address the Board regarding recommended debt policy changes.

*6) **RE: UPDATE ON EXTENSION OFFICE ACTIVITIES**

Ms. Linda Murphy, Unit Coordinator, will provide an update on Extension's activities and staffing.

*7) **RE: TREASURER'S ANNUAL REPORT**

Mr. Stephen S. Southard, Treasurer, will present the Treasurer's annual report.

*8) **RE: CONSIDERATION OF REQUEST FROM SCHOOL BOARD**

The Board will consider a request from the School Board to consider a resolution to enter into a contract with Daniel Cook & Associates to design a "building in the middle".

*9) **RE: UPDATE ON SCHOOL'S ENERGY PERFORMANCE CONTRACT**

Dr. David Cox, Division Superintendent, will update the Board on the School's Energy Performance Contract.

*10) **RE: 2005 PRIMARY ROAD PRIORITY LIST**

The Board will consider a list of priorities for Primary Road Improvements to be submitted to the Commonwealth Transportation Board.

*11) **RE: VOTING CREDENTIAL FOR THE ANNUAL BUSINESS MEETING**

The Board will designate a representative to cast its vote at the 2004 annual VACo Conference to be held November 7 – 9th.

COMMITTEE REPORTS

*12) **RULES COMMITTEE/SEPTEMBER 14, 2004/9:00 A.M.**

*13) **PUBLIC WORKS COMMITTEE/SEPTEMBER 14, 2004/11:30 A.M.**

*14) **TOWN/COUNTY INTERACTION COMMITTEE/SEPTEMBER 22, 2004/7:30 A.M.**

*15) **AD HOC ANIMAL SHELTER ADVISORY COMMITTEE/SEPTEMBER 28, 2004/9:00 A.M.**

*16) **ECONOMIC DEVELOPMENT REPORT**

*17) **AIRPORT ADVISORY COMMITTEE**

18) **ADMINISTRATOR'S REPORT**

- * 1. Town/County/School Interaction Committee is scheduled for Wednesday, October 6th at 5:00 p.m. in the Middle School Forum;
- 2. November Board meeting;
- 3. County Extension Leadership Council annual dinner meeting to be held on December 7, 2004 @ 5:00 p.m.
- 4. Joint work session with Town Council is scheduled for October 15th from 8:00 to 12 o'clock will be held in the DSS Board Room;
- 5. Board discussion on how to proceed with Centex rezoning case.

CLOSED SESSION (See Attachment)

ADJOURNMENT

CLOSED SESSION MOTION

BOARD OF SUPERVISORS MEETING

October 5, 2004

Mr. Chairman, I move we enter into closed session, as permitted under the following *Virginia Code* Sections, and for the following reasons:

1. Under *Virginia Code* §2.2-3711(A)(1), to consider:
 - (A) An appointment to the Parks & Recreation Advisory Committee to represent the West Fairfax District.
 - (B) Re-advertising an appointment to the Parks & Recreation Advisory Committee to represent the Salem District.
 - (C) Consideration of an appointment to the Rappahannock Emergency Medical Services Council, Inc.
 - (D) Re-advertising for the vacancy on the Agricultural Resource Advisory Committee.
2. Under *Virginia Code* § 2.2-3711(A)(7) for consultation with legal counsel pertaining to actual litigation, where such consultation in open meeting would adversely affect the negotiating or litigating posture of the County.
3. Under *Virginia Code* § 2.2-3711(A)(7) and (A)(30), for consultation with County Attorney and staff regarding negotiations concerning a specific public contract, the outcome of which negotiations could lead to probable litigation.
4. Under *Virginia Code* §2.2-3711(A)(7) and (A)(30), for discussion of negotiation of a public contract with a potential new business in the County and where disclosure in an open session would adversely affect the bargaining or negotiating position of the County.
5. Under *Virginia Code* §2.2-3711(A)(7) and (A)(30), for discussion with County Attorney and staff regarding award of a public contract for service to the County and expending public funds and where such public discussion would adversely affect the bargaining or negotiating position of the County.
6. Under *Virginia Code* §2.2-3711(A)(3) and (A)(7) for discussion with County Attorney and staff regarding acquisition of specific real property where open discussion would adversely affect bargaining and negotiating position of the County.
7. Under *Virginia Code* §2.2-3711(A)(3) and (A)(7) for discussion with County

Attorney and staff regarding acquisition of specific real property where open discussion would adversely affect bargaining and negotiating position of the County.

8. Under *Virginia Code* §2.2-3711(A)(3) and (A)(7) to discuss with the County Attorney and staff acquisition of specific real property by the County where public discussion would adversely affect the bargaining and negotiating position of the County and probable litigation if such negotiations fail.
9. Under *Virginia Code* §2.2-3711(A)(7) and (A)(30) to discuss with the County Attorney and staff the award of a specific public contract where public discussion would adversely affect the bargaining and negotiating position of the County.
10. Under *Virginia Code* §2.2-3711(A)(7) and (A)(30) to discuss with the County Attorney and staff, the award of specific public contracts involving the expenditure of public funds where discussion in open session would adversely affect the bargaining and negotiating position of the County and which involves probable litigation.
11. Under *Virginia Code* §2.2-3711(A)(7) and (A)(30) to discuss with the County Attorney and staff changes to a specific public contract where public discussion would adversely affect the bargaining and negotiating position of the County.
12. Under *Virginia Code* §2.2-3711(A)(3) and (A)(7) to discuss with the County Attorney and staff legal issues relating to the acquisition of specific real property by the County where public discussion would adversely affect the bargaining and negotiating position of the County.

XX

PRELIMINARY AGENDA FOR TUESDAY, OCTOBER 5, 2004 BOARD OF SUPERVISORS REGULAR MEETING

CALL TO ORDER – 7:00 P.M. - BOARD OF SUPERVISORS' MEETING ROOM

CITIZEN FORUM - (Limit to 3 minutes/ends at 7:30 p.m. – The Chairman will call for comments on any item that is not on the agenda)

RE: AGENDA ADDITIONS AND/OR DELETIONS

PUBLIC HEARING

- *1) **THE BOARD OF SUPERVISORS WILL RECEIVE PUBLIC COMMENTS AND CONSIDER AMENDING CHAPTER 12 (TAXATION) AND ADD NEW ARTICLE XIV TO BE ENTITLED "BUSINESS LICENSE FEE"**

NEW PLANNING COMMISSION BUSINESS

- *2) **CASE NO. U-2056-04-1.** Request by Perl Family LLC#2 for approval of a use permit for an office trailer for a mulching/topsoil/and firewood operation. The property is located off Route 780 in the Stevensburg Magisterial District and contains 28.80 acres. Tax Map/Parcel No. 42/68A1.
- *3) **REVIEW OF THE CATALPA AGRICULTURAL AND FORESTAL DISTRICT.** The Board of Supervisors will review the current Catalpa Agricultural and Forestal District, which expires in December 2004. The Board of Supervisors will determine whether the District should be continued, modified, or terminated.
- *4) **REVIEW OF THE BRANDY STATION AGRICULTURAL AND FORESTAL DISTRICT.** The Board of Supervisors will review the current Brandy Station Agricultural and Forestal District, which expires in December 2004. The Board of Supervisors will determine whether the District should be continued, modified, or terminated.
- *5) **CASE NO. U-2061-04-1.** Request by Perl Family, LLC #2 for approval of a use permit for the outdoor storage of topsoil, mulch and other wood products. The property is located off Route 780 in the Stevensburg Magisterial District and contains 28.8 acres. Tax Map/Parcel No. 42/68A1.
- *6) **CASE NO. U-2062-04-1.** Request by Rajai and Kathy Zumot for approval of a use permit for the construction of a 150-foot tall telecommunications tower. The property is located on Route 739 in the Stevensburg Magisterial District and contains 53.57 acres. Tax Map/Parcel No. 54/5.
- *7) **AMENDMENT TO CHAPTER 14 OF THE COUNTY CODE.** The Board of Supervisors will consider minor modifications to Chapter 14 of the County Code, which address water supply systems. The terms “central”, “centralized”, and “public” water supply are clarified. Language, which is duplicative of State Regulations, is deleted. Individual wells are prohibited in subdivisions where central water supply is available.

ADJOURNMENT

REPORTS

The following reports are available for review in the County Administrator's Office:

- *8)
1. Planning Commission minutes of September 8, 2004
 2. Department of Development Quarterly Report - June, July, August 2004
 3. Clerk's Monthly Financial Report – September 2004
 4. 2004 Statement of Assessed Values for Local Tax Purposes for Railroads and Interstate Pipeline Transmission Companies